

**IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF TEXAS
WACO DIVISION**

EXPRESS MOBILE, INC.,

Plaintiff,

VS.

eBAY INC.,

Defendants.

Case No. 6:20-cv-00802-ADA

Jury Trial Demanded

CASE READINESS STATUS REPORT

Plaintiff Express Mobile, Inc. (“EMI”) and Defendant eBay Inc. (“eBay”) hereby provide the following status report in advance of the initial Case Management Conference (CMC).

FILING AND EXTENSIONS

Plaintiff's Complaint was filed on September 1, 2020. There has been one extension for a total of 30 days.

RESPONSE TO THE COMPLAINT

eBay filed an Answer to the Complaint on October 23, 2020.

PENDING MOTIONS

There are no pending motions.

RELATED CASES

The following cases are related, in that they all involve the Plaintiff and the same and/or similar patents.

- *Express Mobile, Inc. v. Facebook, Inc.*, Case No. 6:20-00803-ADA (W.D. Tex.) filed September 1, 2020, in which Facebook, Inc. has responded to the initial pleading – Answer filed 10/26/20 Dkt. 17.

- *Express Mobile, Inc. v. Google LLC*, Case No. 6:20-00804-ADA (W.D. Tex.) filed September 1, 2020, in which Google LLC filed an opposed motion for extension of time to respond to 11/6/2020 which was granted on 10/19/2020. Google's Response is now due 11/6/2020.
- *Express Mobile, Inc. v. Atlassian Corp. plc et al* Case No. 6:20-cv-00805-ADA (W.D. Tex.) filed September 1, 2020, in which Atlassian Corp. filed an unopposed motion for extension of time to respond to 12/22/2020 which was granted on 9/23/2020. Atlassian's Response is now due 12/22/2020.
- *Express Mobile, Inc. v. Dropbox, Inc.*, Cases No. 6:20-00806-ADA (W.D. Tex.) filed September 1, 2020, in which Dropbox, Inc. filed an opposed motion for extension of time to respond to 11/9/2020 which was granted on 10/20/2020. Dropbox's Answer is now due 11/9/2020.

IPR, CBM, AND OTHER PGR FILINGS

Third-party, Unified Patents, filed a request for reexamination of U.S. Patent No. 7,594,168, which the PTO granted on October 28, 2020.

NUMBER OF ASSERTED PATENTS AND CLAIMS

Plaintiff has asserted Patent Nos. 6,546,397 ("the '397 patent") and 7,594,168 ("the '168 patent").

APPOINTMENT OF TECHNICAL ADVISER

At this time, the parties have not decided whether a technical adviser is necessary. The parties look forward to discussing the issue with the Court at the CMC.

MEET AND CONFER STATUS

Plaintiff and Defendant conducted a meet & confer conference on November 2, 2020. The parties have no pre- Markman issues to raise at the CMC.

Dated: November 4, 2020

Respectfully submitted,

/s/ Robert Kramer (with permission by Robert Christopher Bunt)

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CERTIFICATE OF SERVICE

The undersigned hereby certifies that a true and correct copy of the foregoing has been served on all counsel of record who are deemed to have consented to electronic service via the Court's CM/ECF system on November 4, 2020.

/s/ Robert Christopher Bunt

ROBERT CHRISTOPHER BUNT